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Attorneys for Defendant
MARC DAVIS

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MARC DAVIS,

Defendant.

Case No. 1:21-cr-00206-ADA-BAM

**STIPULATION TO VACATE STATUS
CONFERENCE AND SET FOR TRIAL;
ORDER**

Date: March 19, 2024

Time: 8:30 a.m.

Judge: Hon. Ana de Alba

IT IS HEREBY STIPULATED by and between the parties through their respective counsel, Assistant United States Attorneys Kimberly Sanchez and Antonio Pataca, counsel for plaintiff, and Assistant Federal Defender Erin Snider, counsel for Marc Davis, that the Court may vacate the status conference currently scheduled for September 13, 2023, at 1:00 p.m. and set this matter for a jury trial on March 19, 2024, at 8:30 a.m.

On August 28, 2023, the Court directed the parties to meet and confer and select a mutually convenient trial date. The parties have selected Tuesday, March 19, 2024, at 8:30 a.m.

The parties agree and request that the Court make the following findings:

1. The government has produced 87 bates-marked items in this matter.
2. Counsel for Mr. Davis entered her notice of appearance on September 28, 2022, after prior counsel left the Office of the Federal Defender.
3. Counsel for Mr. Davis requires additional time to review discovery, consult with

her client regarding the case, conduct necessary investigation, and prepare for trial.

4. Counsel for Mr. Davis believes that failure to grant the above-requested continuance would deny her the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

5. The government does not object to the continuance.

6. Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

7. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et seq.*, within which trial must commence, the time period of September 13, 2023, to March 19, 2024, inclusive, is excludable pursuant to 18 U.S. C. § 3161(h)(7)(A) and (B)(iv).

IT IS SO STIPULATED.

Respectfully submitted,

PHILLIP A. TALBERT
United States Attorney

Date: September 6, 2023

/s/ Kimberly Sanchez
KIMBERLY SANCHEZ
Assistant United States Attorney
Attorney for Plaintiff

HEATHER E. WILLIAMS
Federal Defender

Date: September 6, 2023

/s/ Erin Snider
ERIN SNIDER
Assistant Federal Defender
Attorney for Defendant
MARC DAVIS

ORDER

IT IS SO ORDERED that the status conference set for September 13, 2023, is vacated. A jury trial is set for **March 19, 2024, at 8:30 a.m. before District Judge Ana de Alba**. Estimate time of trial is **3 days**. A trial confirmation is set for **March 4, 2024, at 8:30 a.m. before District Judge Ana de Alba**. Time is excluded through trial pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

IT IS SO ORDERED.

Dated: **September 6, 2023**

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE